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AUG 30 2001

CLERK U S DISTRICT COURT
DISTRICT OF ARIZONA

BY [Signature] DEPUTY

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

Michael Kielsky,
Petitioner

-VS-

Michael Morales, et al.,
Respondent(s)

CV-00-1343-PHX-EHC (JI)

ORDER RE ANSWER TO PETITION

On August 29, 2000, Petitioner filed his First Amended Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2254 (#3). Respondents filed a Motion to Dismiss (#9). On March 21, 2001, the undersigned filed a Report and Recommendation (#14), recommending that the motion be denied. Following objections by Respondents (#15), District Judge Carroll issued an Order (#19) on August 22, 2001, adopting the recommendation, and denying Respondents' motion to dismiss. It appears, therefore, that an answer addressing the merits of the Petition is now required.

IT IS THEREFORE ORDERED that within thirty (30) days of the filing of this Order, Respondents shall file an answer addressing the merits of Petitioner's First Amended Petition for Writ of Habeas Corpus (#3)

DATED: August 27, 2001

JAY R. IRWIN
United States Magistrate Judge